

LABEL, IN PART: "Cystex * * * Each Tablet contains Acetophenetidin 1½ grains, Methanamine and Benzoic Acid," "Romind Each tablet contains: Sodium Salicylate, Acetophenetidin 1½ grains, Caffeine Alkaloid," and "Mendaco Each Tablet contains Potassium Iodine 2¼ gr., Extract Lobelia."

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements borne on the package labels and in the accompanying leaflets, proof sheets, and newspaper tear sheets were false and misleading. These statements represented and suggested that:

The *Cystex* was an effective treatment for affections of the kidneys and bladder, tiredness, nervousness, backache and other aches, stiffness, rheumatic pains, protracted colds, swollen ankles, dizziness, and effects of over-eating or drinking, and it would delay the aging process and endow the user with vigor.

The *Romind* was an effective treatment for arthritis, rheumatism, neuritis, sciatica, fibrositis, lumbago, and soreness and stiffness, and it would remove uric acid from the body.

The *Mendaco* was an effective treatment for sinusitis, bronchitis, asthma, stubborn cough, and mucus congestion in the nasal sinuses.

The articles would not be effective treatments for the conditions referred to. They were misbranded when introduced into, while in, and while held for sale after shipment in, interstate commerce.

DISPOSITION: March 21, 1952. Default decree of condemnation and destruction.

3757. Misbranding of Arthrid. U. S. v. 10 Bottles * * *. (F. D. C. No. 32942. Sample No. 14893-L.)

LIBEL FILED: March 12, 1952, Northern District of Oklahoma.

ALLEGED SHIPMENT: On or about August 28 and November 13, 1951, by Pacific Mineral Industries, from Hollywood, Calif.

PRODUCT: 10 100-tablet bottles of *Arthrid* at Tulsa, Okla. Partial analysis showed that the Colchicum present in the product yielded 0.16 mg. of colchicine per tablet; that the Lobelia present in the product yielded 0.15 mg. of alkaloids per tablet; and that no detectable amount of wintergreen oil or other salicylate was present.

LABEL, IN PART: (Bottle) "Arthrid A scientific blend of 22 rare imported and domestic natural herbs * * * Each tablet contains a * * * blend of the following herbs: Black Cohosh, Burdock, Chickweed, Colombo, Lobelia, Sculicap, Buckbean, Rest Harrow, Colchicum, Tamarac Bark, Bitter Root, Bearsfoot, Wintergreen, Sarsaparilla, Dandelion, Sassafras, Valerian Root, Juniper Berries, Cinchona Bark, Angelica Root, Saw Palmetto Berries, Buckthorn Bark."

NATURE OF CHARGE: Misbranding Section 502 (a), the name of the article "Arthrid" and certain statements on the label of the article were false and misleading. The name of the article and the statements represented and suggested that the article would rid the user of arthritis and that it was an adequate and effective treatment for arthritis and rheumatism. The article would not be effective for such purposes.

Further misbranding, Section 502 (a), the label statement "blend of 22 rare imported and domestic natural herbs" was misleading since the statement suggested that all of the 22 herbs listed were therapeutically or physiologically active, whereas such was not the fact; and, Section 502 (c), the information

required by law to appear on the label, namely, the common or usual name of each active ingredient, was not prominently placed thereon in such terms as to render it likely to be read and understood by the ordinary individual under customary conditions of purchase and use since the label failed to reveal which of the ingredients listed were therapeutically or physiologically active.

DISPOSITION: April 2, 1952. The consignee having appeared and filed a response which was in the nature of a waiver, judgment of condemnation was entered and the court ordered that the product be destroyed.

3758. Misbranding of Mer-I-Col iron tonic. U. S. v. 202 Bottles, etc. (F. D. C. No. 32543. Sample No. 10487-L.)

LIBEL FILED: February 25, 1952, Eastern District of Michigan; amended libel filed March 27, 1952.

ALLEGED SHIPMENT: On or about January 9, 1952, by the National Mer-I-Col Sales Co., from Columbus, Ohio.

PRODUCT: 202 8-ounce bottles and 34 1-pint bottles of *Mer-I-Col iron tonic* at Pontiac, Mich.

LABEL, IN PART: (Bottle) "Mer-I-Col Iron Tonic Active Ingredients Iron and Ammonium Citrates, Gentian Root, Thiamine Hydrochloride and a trace of Copper Sulfate (Iron Catalyst)."

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements in the labeling of the article, namely, in the tear sheets from a local newspaper, were false and misleading. The statements represented and suggested that the article was an adequate and effective treatment for rheumatism, arthritis, neuritis, headaches, nervousness, acids, toxins, bloating, lack of vitality and energy, poor appetite, underweight, dizzy spells, indigestion, gas on stomach, dyspepsia, intense pain in the stomach and chest, wild heart palpitation, loss of weight, tissue, and strength, sour stomach, cramps, spitting up bits of half digested food and hot sour liquid, biliousness, sick headaches that last for days, constipation, yellowish complexion, painful, heavy, bloated feeling in lower stomach, worn-out feeling, sleeplessness, neuralgia and similar aches and pains, sharp pains over kidneys, frequent getting up nights, spots before the eyes, swelling of ankles, feet, and lower limbs, swollen capillary tubes, dull achy feeling across back, stiffness in the back and lower limbs, puffs or dark circles beneath the eyes, agonizing aches and pains, stomach disorders, weak kidneys, excess acid, infections, and aches and pains in arms, shoulders, fingers, hands, back, wrists, hips, and knees. The product was not an effective treatment for these diseases.

DISPOSITION: April 2, 1952. Default decree of condemnation and destruction.

DRUGS FOR VETERINARY USE

3759. Adulteration and misbranding of Magnatone Supplement. U. S. v. 28 Bags * * *. (F. D. C. No. 31952. Sample No. 10160-L.)

LIBEL FILED: October 31, 1951, Eastern District of Michigan.

ALLEGED SHIPMENT: On or about June 21, 1951, by Magnatonic Products, Inc., from New Knoxville, Ohio.

PRODUCT: 28 50-pound bags of *Magnatone Supplement* at Hudson, Mich. Analysis disclosed that the product contained not more than one-half of the declared amounts of vitamins A and D.